IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.15380 of 2000

Between:

1 The Vallurupalem Labour Contract Co-op. Society Limited Regd.

No.G-2843, rep. by its President Kakarla Subba Rao, S/o.Venkaiah,

aged about 70 years, Coolie, R/o.Vallurupalem, Thotlavalluru Mandal,
Krishna District.
2 The Vallurupalem Isaka Lorry Workers Union, Regd.No.G-641,rep.by its

Secretary Suvarnaganti Bikshalu, S/o.Rama Swamy, aged 45 years,

coolie, R/o.Vallurupalem, Thotlavalluru Mandal,
Krishna District.

..... PETITIONERS

AND

1 The State of Andhra Pradesh, rep. by its Collector, Krishna,
Machilipatnam Krishna District
2 The Sub-Collector Vijayawada-520 010
Krishna District
3 The Commissioner of Police, Urban Police District
Vijayawada-520 010
Krishna District
4 The Inspector of Police, Vuyyuru
Krishna District
5 The Sub-Inspector of Police, Thotlavalluru Police Station
Krishna District
6 Vallabhaneni Ram babu S/o.Venkata Rao
R/o.Gandigunta village Vuyyuru Mandalam,
Krishna District

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in permitting the 6th respondent herein to utilise the services of a Proclainer at the Sand Quarry, Vallurupalem, Thotlavalluru Mandalam, Krishna District and permitting removal of sand there from through use of Proclainer as illegal, arbitrary, unconstitutional and in clear violation of Articles 19(1)(g), 21, 48-A and 51-A of the Constitution of India and to consequently direct the respondent Nos.1 and 2 herein to pass orders to prevent any person or persons from removing the sand thereof through use of Proclainer.

Counsel for the Petitioners: MR.G.V.R.CHOUDARY

Counsel for the Respondent Nos.1 to 5: GP FOR HOME

Counsel for the Respondent No.6: Not present

The Court made the following:

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in permitting the respondent No.6 herein to remove the Sand from the Sand Quarry situated at Vallurupalem, Thotlavalluru Mandal, Krishna District, through a Proclainer as illegal and arbitrary and consequently to direct the respondent Nos.1 and 2 herein to prevent any person or persons from removing the Sand from the said Quarry through a Proclainer.

When the matter is taken up today for hearing, none appears for the

petitioners. Learned Government Pleader for Home submits that by lapse of time the prayer in the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J.

Date: 16.06.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Collector, Krishna,
Machilipatnam, Krishna District
2 The Sub-Collector Vijayawada-520 010
Krishna District
3 The Commissioner of Police, Urban Police District
Vijayawada-520 010
Krishna District
4 The Inspector of Police, Vuyyuru
Krishna District
5 The Sub-Inspector of Police, Thotlavalluru Police Station
Krishna District
6 Two CCs to GP for Home, High Court Buildings,

Hyderabad (OUT)

7 2 CD copies